

To the FCC:

As an XM subscriber of now six months, it is with great dismay that I have come to learn about the NAB's attempt to stop XM from providing Instant Traffic and weather -- a service I have come to depend on since it was introduced in March of this year.

Whatever bases the NAB has set forth to challenge XM's traffic and weather services, I would ask that the FCC to seriously scrutinize the legitimacy of these arguments. In reality, the NAB's goal is to stifle competition and limit XM's ability to supply a product to consumers which is vastly superior to that offered by local radio stations. Indeed, if any local station wanted to change its format to "all weather and traffic," they remains free to do so. Just because other local stations find it economically imprudent to offer full time weather and traffic does not change the legitimacy of XM's decision to do otherwise.

Finally, on a personal note, I live and work in a very congested area in metropolitan Philadelphia. The local "all news" station provides traffic updates every ten minutes. However, when I leave work I must make decision within the first 2 minutes of my commute as to which way to proceed home. XM's Instant Traffic provides me with up to the minute information regarding how best to plot my route home. If I choose the wrong route, it can add an extra 20-40 minutes to my hour long commute.

Should the FCC decide to no longer permit XM to provide traffic information, I would kindly request the FCC to provide my two young daughters with a letter explaining why their daddy is always so late in getting home.

Respectfully,

Leith Kaplan